

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

EXPRESS MAIL LABEL NO.: EV 464 36 610 US

September 29, 2004

10/509900

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER: Vinazzar 2

U.S. APPLICATION NO.

Confirmation No.: Unknown

(If known, see 37 CFR 1.5): Unknown

INTERNATIONAL APPLICATION NO.: PCT/EP03/03367 INTERNATIONAL FILING DATE: April 1, 2003

PRIORITY DATE CLAIMED: April 5, 2002

TITLE OF INVENTION: PEDAL SYSTEM

APPLICANT(S) FOR DO/EO/US: Manfred MALLE

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not transmitted by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:
 - 1) Copy of WO 03/084808
 - 2) Postal Card

U.S. APPLICATION NO.
(if known, see 37 CFR 1.5):
Unknown

INTERNATIONAL APPLICATION NO.:

DT09 Rec'd PCT/PTO 29 SEP 2008
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Vinazzer 2

10/509900 PCT/EP03/03367

21. [X] The following fees are submitted:

Calculations PTO USE ONLY

BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1080.00
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$ 920.00
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$ 770.00
International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$ 730.00
International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$ 100.00

ENTER APPROPRIATE BASIC FEE AMOUNT = \$ 920.00

Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	12 - 20 =	0	X \$ 18.00	\$	0.00
Ind. claims	1 - 3 =	0	X \$ 86.00	\$	0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$290.00	\$	0.00
TOTAL OF ABOVE CALCULATIONS				=	\$ 920.00

[X] Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.

- \$ 460.00
= \$ 460.00

SUBTOTAL

Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).

+ \$
= \$

TOTAL NATIONAL FEE

460.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

+ \$
= \$ 460.00

TOTAL FEES ENCLOSED

Amount to be refunded: \$ N/A
charged: \$ N/A

a. [X] A check in the amount of \$460.00 to cover the above fees is enclosed.

b. [] Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

IN DUPLICATE

PLEASE DIRECT CORRESPONDENCE TO THE ADDRESS
ASSOCIATED WITH THE FOLLOWING CUSTOMER
NUMBER: 23474

David G. Boutell
Registration Number: 25 072
DGB/kc

FLYNN, THIEL, BOUTELL & TANIS, P.C.
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09-30-04

PCT APPLICATION

PCT

30/309900

DT09 Rec'd PCT/PTO 29 SEP 2004

Express Mail Label No.: EV 464 236 610 US

Date of Mailing: September 29, 2004

Applicant(s) : Manfred MALLE

For : PEDAL SYSTEM

PCT International Application No.: PCT/EP03/03367

PCT International Filing Date: April 1, 2003

U.S. Application No.

(if known, see 37 CFR 1.5): Unknown

Atty. Docket No.: Vinazzer 2

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAILING CERTIFICATE

Sir:

I hereby certify that the attached paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FLYNN, THIEL, BOUTELL & TANIS, P.C.

By:

Date: September 29, 2004

Document(s) attached: Form PTO-1390 (in duplicate)
including enclosures listed thereon

Telephone: (269) 381-1156

391.05/03